

DOCKET NO.: NPCI-0294/719-127CON3

PATENT

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09-07-02



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of:

Raja G. Achari et al.

Serial No.: 10/062,290

Group Art Unit: Not Yet Assigned

Filing Date: January 31, 2002

Examiner: Not Yet Assigned

For: NASAL DELIVERY OF APOMORPHINE

DATE OF DEPOSIT: July 12, 2002

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO REFUND SECTION, ACCOUNTING DIVISION, OFFICE OF FINANCE, THE ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

TYPED NAME: Jeffrey J. Kling
REGISTRATION NO.: 38,515

REFUND SECTION, ACCOUNTING DIVISION, OFFICE OF FINANCE
Assistant Commissioner for Patents
Washington DC 20231

REQUEST FOR REFUND

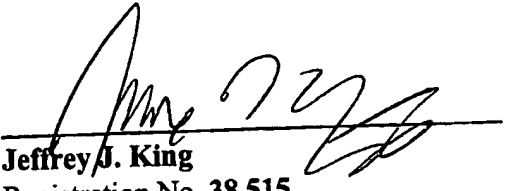
Enclosed please find a copy of the "Monthly Statement of Deposit Account" dated May 31, 2002 which was received in connection with the above-identified U.S. patent application. Our Deposit Account was charged \$740 for Fee Code 101 (basic utility filing fee for large entity status); \$666 for Fee Code 103 (claims in excess of twenty for large entity); and \$336 for Fee Code 102 (independent claims in excess of three). Please note that the patent application transmittal (copy attached) indicates the Applicant by their undersigned attorney, claimed small entity status under 37 C.F.R. §1.27 as a Small Business Concern. Also attached is a copy of the Request for Corrected Filing Receipt identifying the request to correct the Filing Fee Received amount appearing on the Official Filing Receipt dated May 7, 2002.

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PATENT

Therefore, please credit our Deposit Account No. 23-3050 in the amount of \$871.00 (\$370 for Fee Code 101; \$333 for Fee Code 103; and \$168 for Fee Code 102). This request is submitted in duplicate.

Date: July 12, 2002


Jeffrey J. King
Registration No. 38,515

Woodcock Washburn LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103
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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MONTHLY STATEMENT
OF DEPOSIT ACCOUNT

To replenish your Deposit Account, detach and
return top portion with your check. Make check
payable to Commissioner of Patents & Trademarks.

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JUN 29 2002

Account No.	233050
Date	5-31-02
Page	1



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DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.						
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5	8	02	96	10138756	UPGN-3311	201	JWC/JJK 370.00	15087.60

AN AMOUNT SUFFICIENT TO
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MUST ALWAYS BE ON DEPOSIT.

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TOTAL CHARGES

TOTAL CREDITS

CLOSING BALANCE

*** O.D. INDICATES OVERDRAW

DOCKET NO. :NPCI-0294/719-127CON3

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of:
Raja Achari et al.

Serial No.: Not yet assigned

Group Art Unit: Not yet assigned

Filing Date: Herewith

Examiner: Not yet assigned

For: Nasal Delivery of Apomorphine

EXPRESS MAIL LABEL NO: EL695382480US
DATE OF DEPOSIT: January 31, 2002

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ABOVE AND IS ADDRESSED TO **BOX PATENT**
APPLICATION, COMMISSIONER FOR PATENTS,
WASHINGTON, D.C. 20231

TYPED NAME: Jeffrey J. King
REGISTRATION NO.: 38,515

Box ☒ Patent Application
☐ Sequence ☐ Design

BOX PATENT APPLICATION
Commissioner for Patents
Washington, DC 20231

Sir:

PATENT APPLICATION TRANSMITTAL LETTER

Transmitted herewith for filing, please find

☒ A Utility Patent Application under 37 C.F.R. 1.53(b).

It is a continuing application, as follows:

☒ continuation ☐ divisional ☐ continuation-in-part of prior application
number 09/334,304, filed June 16, 1999, which claims the benefit of prior provisional

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PATENT

application serial No. 60/096,545, filed August 14, 1998.

☐ A Design Patent Application (submitted in duplicate).

☐ Request for Nonpublication is attached.

Including the following:

☐ New or Revised Specification, including pages ___ to ___ containing:

☐ Specification

☐ Claims

☐ Abstract

☐ Substitute Specification, including Claims and Abstract.

☐ The present application is a continuation application of Application No. _____ filed _____. The present application includes the Specification of the parent application which has been revised in accordance with the amendments filed in the parent application. Since none of those amendments incorporate new matter into the parent application, the present revised Specification also does not include new matter.

☐ The present application is a continuation application of Application No. _____ filed _____, which in turn is a continuation-in-part of Application No. _____ filed _____. The present application includes the Specification of the parent application which has been revised in accordance with the amendments filed in the parent application. Although the amendments in the parent C-I-P application may have incorporated new matter, since those are the only revisions included in the present application, the present application includes no new matter in relation to the parent application.

☒ A copy of earlier application Serial No. 09/334,304, Filed June 16, 1999, including Specification, Claims and Abstract (pages 1 - 29), to which no new matter has been added. Such earlier application is hereby incorporated into the present application by reference. Attached is a copy of a new unsigned Declaration and Power of Attorney.

☐ Please enter the following amendment to the Specification under the Cross-Reference to

DOCKET NO. :NPCI-0294/719-127CON3- 3 -

PATENT

Related Applications section (or create such a section) : "This Application:

☐ is a continuation of ☐ is a divisional of ☐ claims benefit of U.S. provisional Application Serial No. _____ filed _____.

☐ Signed Statement attached deleting inventor(s) named in the prior application.

☒ A Preliminary Amendment.

☐ _____ Sheets of Formal Drawings.

☐ Drawing view to publish: _____

☐ Petition to Accept Photographic Drawings.

☐ Petition Fee

☒ An ☐ Executed ☒ Unexecuted Declaration or Oath and Power of Attorney.

☐ An ☐ Executed ☐ Copy of Executed Assignment of the Invention to _____

☐ A Recordation Form Cover Sheet.

☐ Recordation Fee - \$40.00.

☒ The prior application is assigned of record to Nastech Pharmaceutical Company, Inc.

☐ Priority is claimed under 35 U.S.C. § 119 of Patent Application No. _____
filed _____ in _____ (country).

☐ A Certified Copy of each of the above applications for which priority is claimed:

☐ is enclosed.

☐ has been filed in prior application Serial No. _____ filed _____.

☐ Please enter the following amendment to the first sentence of the specification (or create such a sentence): "This application claims benefit of international application No. _____, which was published under PCT Article 21(2) in English."

☒ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 C.F.R.

§1.27 as:

- ☐ an Independent Inventor
- ☒ a Small Business Concern
- ☐ a Nonprofit Organization.
- ☐ Diskette Containing DNA/Amino Acid Sequence Information.
- ☐ Statement to Support Submission of DNA/Amino Acid Sequence Information.
- ☐ Sequence listing consisting of pages _____.
- ☐ The computer readable form in this application _____, is identical with that filed in Application Serial Number _____, filed _____. In accordance with 37 CFR 1.821(e), please use the ☐ first-filed, ☐ last-filed or ☐ only computer readable form filed in that application as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for the instant application. A paper copy of the Sequence Listing is ☐ included in the originally-filed specification of the instant application, ☐ included in a separately filed preliminary amendment for incorporation into the specification.
- ☒ Information Disclosure Statement.
- ☒ Attached Form 1449.
- ☐ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.
- ☐ A copy of Petition for Extension of Time as filed in the prior case.
- ☒ Return Receipt Postcard (should be specifically itemized).
- ☒ Other as follows: Photocopy of Revocation and Power of Attorney filed in parent case, USSN 09/334,304, filed June 16, 1999. Photocopy of Notice Regarding Power of Attorney mailed October 3, 2001.

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PATENT

FEE CALCULATION:

☒ Cancel in this application original claims 31-34 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

				SMALL ENTITY		NOT SMALL ENTITY	
				RATE	FEE	RATE	FEE
DESIGN APPLICATION				\$165.00	\$	\$330.00	\$
UTILITY APPLICATIONS BASE FEE				\$370.00	\$370	\$740.00	\$
UTILITY APPLICATION; ALL CLAIMS CALCULATED AFTER ENTRY OF ALL AMENDMENTS							
	No. Filed	No. Extra					
TOTAL CLAIMS	57 - 20 =	37		\$9 each	\$333	\$18 each	\$
INDEP. CLAIMS	7 - 3 =	4		\$42 each	\$168	\$84 each	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				\$140	\$-0-	\$280	\$
ADDITIONAL FILING FEE					\$		\$
TOTAL FILING FEE DUE					\$871		\$

☒ The Commissioner is authorized to charge payment of the following fees and to refund any overpayment associated with this communication or during the pendency of this application to deposit account 23-3050. This sheet is provided in duplicate.

☒ The foregoing amount due.

☒ Any additional filing fees required, including fees for the presentation of extra claims under 37 C.F.R. 1.16.

☒ Any additional patent application processing fees under 37 C.F.R. 1.17 or 1.20(d).

☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to

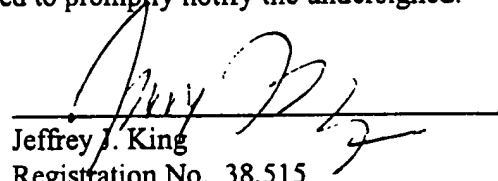
DOCKET NO. :NPCI-0294/719-127CON3- 6 -

PATENT

charge any fees related to any such extension of time to deposit account 23-3050. This sheet is provided in duplicate.

SHOULD ANY DEFICIENCIES APPEAR with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: *January 31, 2002*



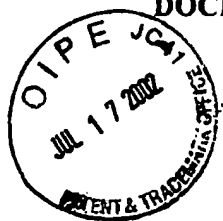
Jeffrey J. King
Registration No. 38,515

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One Liberty Place - 46th Floor
Philadelphia PA 19103
Telephone: (215) 568-3100
Facsimile: (215) 568-3439

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DOCKET NO.: NPCI-0294

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Raja G. Achari, Shamim Ahmed, Charanjit R. Behl,
Jorge C. deMeireles, Tianquing Liu, Vincent D. Romeo,
and Anthony P. Sileno

Group Art Unit: 1617

Serial No.: 10/062,290

Customer No.: 23377

Filing Date: January 31, 2002

Confirmation No.: 1773

For: NASAL DELIVERY OF APOMORPHINE

DATE OF DEPOSIT: May 22, 2002

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED
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EXAMINATION, CUSTOMER SERVICE CENTER, ASSISTANT
COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

TYPED NAME: Jeffrey J. King
REGISTRATION NO.: 38,515

Office of Initial Patent Examination
Customer Service Center
Assistant Commissioner for Patents
Washington DC 20231
Attention:

REQUEST FOR CORRECTED FILING RECEIPT

1. Attached is a copy of the Official Filing Receipt received from the PTO in the above application for which issuance of a Corrected Filing Receipt is respectfully requested. The requested changes are noted thereon, as well as listed below.

2. There is an error with respect to the following data which is:

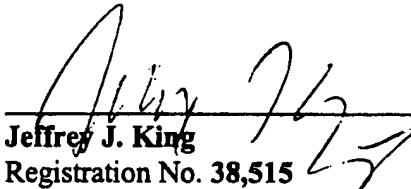
☒ incorrectly entered; and/or

☐ omitted.

<i>Error in</i>	<i>Correct data</i>
1. Applicant's name: a) currently Demeireles b) currently Steven C. Quay	1. a) deMeireles b) Vincent D. Romeo, deceased
2. Applicant's address: currently Edmonds, WA	2. Massapequa Park, NY
3. Title	3.
4. Filing Date	4.
5. Serial Number	5.
6. Foreign/PCT Application Re:	6.
7. Other: Filing Fee Received	7. 871

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.

Date: May 22, 2002


Jeffrey J. King
Registration No. 38,515

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